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UNITED STATES DISTRICT COURT

DISTRICT OF NEVADA

ORACLE USA, INC., a Colorado corporation;
ORACLE AMERICA, INC., a Delaware
corporation; and ORACLE INTERNATIONAL
CORPORATION, a California corporation,

Plaintiffs,
v.

RIMINI STREET, INC., a Nevada corporation;
SETH RAVIN, an individual,

Defendants.

Case No 2:10-cv-0106-LRH-PAL

**PLAINTIFFS' MOTION FOR LEAVE
TO FILE UNDER SEAL PORTIONS
OF OPPOSITION TO MOTION FOR
CLARIFICATION**

PLAINTIFFS' MOTION TO SEAL

Pursuant to the Stipulated Protective Order governing confidentiality of documents entered by the Court on May 21, 2010, Dkt. 55 ("Protective Order"), Local Rule 10-5(b) and Rules 5.2 and 26(c) of the Federal Rules of Civil Procedure, Plaintiffs Oracle USA, Inc., Oracle America, Inc. and Oracle International Corporation (together "Oracle" or "Plaintiffs") respectfully request that the Court grant leave to file under seal portions of Oracle's Opposition to Rimini Street's Motion for Clarification ("Oracle's Opposition"). A public, redacted version of Oracle's Opposition was filed on September 5, 2014, *see* Dkt. 479, and an unredacted version of Oracle's Opposition was filed under seal with the Court on September 5, 2014. *See* Dkt. 481.

Sealing portions of Oracle's Opposition is requested because the document contain information that Defendant Rimini Street ("Rimini") has designated as "Confidential Information" and as "Highly Confidential Information – Attorneys' Eyes Only" under the terms of the Protective Order. The Protective Order provides that: "Counsel for any Designating Party may designate any Discovery Material as 'Confidential Information' or 'Highly Confidential Information – Attorneys' Eyes Only' under the terms of this Protective Order **only if such counsel in good faith believes that such Discovery Material contains such information and is subject to protection under Federal Rule of Civil Procedure 26(c)**. The designation by any Designating Party of any Discovery Material as 'Confidential Information' or 'Highly Confidential Information –Attorneys' Eyes Only' shall constitute a representation that an attorney for the Designating Party reasonably believes there is a valid basis for such designation." Protective Order ¶ 2 (emphasis supplied).

Thus, in identifying portions of Oracle's Opposition as containing Confidential and Highly Confidential material, Rimini, as the designating party, contends that that good cause exists for sealing those portions.

Oracle has submitted all other portions of its Opposition for filing in the Court's public files, which would allow public access to the filing except for the portions Rimini has designated as Confidential and Highly Confidential. Accordingly, the request to seal is narrowly tailored.

1 For the foregoing reasons, Oracle respectfully requests that the Court grant leave to file
2 under seal portions of Oracle's opposition.

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4 DATED: September 5, 2014

BINGHAM McCUTCHEN LLP

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6 By: /s/ Geoffrey M. Howard
7 Geoffrey M. Howard
8 Attorneys for Plaintiffs
9 Oracle USA, Inc., Oracle America, Inc.,
and Oracle International Corp.
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